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U.S. DISTRICT COURT
DISTRICT OF NEBRASKA

2006 JUL 28 PM 3:56

OFFICE OF THE CLERK

JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

JUL - 5 2006

FILED
CLERK'S OFFICE

DOCKET NO. 1657

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION

**IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION**

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-56)

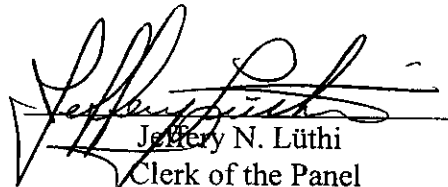
On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* 360 F.Supp.2d 1352 (J.P.M.L. 2005). Since that time, 3,987 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the Panel's order of February 16, 2005, and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:


Jeffrey N. Lüthi
Clerk of the Panel

Inasmuch as no objection is
pending at this time, the
stay is lifted.

JUL 21 2006

CLERK'S OFFICE
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

SCHEDULE CTO-56 - TAG-ALONG ACTIONS
DOCKET NO. 1657
IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
ALABAMA MIDDLE	
ALM 3 06-476	Rosemary Leverett, etc. v. Merck & Co., Inc., et al. Opposed 7/18/06
ALABAMA NORTHERN	
ALN 2 06-1180	Clinton Gene Kelley v. Merck & Co., Inc.
ARIZONA	
AZ 2 06-1469	Sultan Rahim Strong, etc. v. Merck & Co., Inc., et al. Opposed 7/19/06
CALIFORNIA CENTRAL	
CAC 2 06-3379	Ann A Baumgartner, et al. v. Merck & Co., Inc.
CAC 2 06-3380	Stephen R. Bajon, et al. v. Merck & Co., Inc.
CALIFORNIA EASTERN	
CAE 2 06-1294	Michael Neaderhiser v. Merck & Co., Inc., et al.
CAE 2 06-1313	Lino Laolagi, et al. v. Merck & Co., Inc.
FLORIDA MIDDLE	
FLM 3 06-510	Mary Kilis, etc. v. Merck & Co., Inc.
FLM 3 06-529	Janis Roberts v. Merck & Co., Inc.
FLM 3 06-550	James Mollenhour v. Merck & Co., Inc., et al.
FLM 8 06-1064	Kada Kahric v. Merck & Co., Inc.
FLM 8 06-1115	Fay Virginia Perttunen, etc. v. Merck & Co., Inc.
FLORIDA SOUTHERN	
FLS 0 06-60849	Gloria Lopez v. Merck & Co., Inc.
FLS 1 06-21425	Nellie Granger, etc. v. Merck & Co., Inc.
FLS 1 06-21470	Beatrice Tinsley v. Merck & Co., Inc.
FLS 9 06-80545	Milton Elliot v. Merck & Co., Inc., et al. Opposed 7/20/06
GEORGIA NORTHERN	
GAN 1 06-1428	Mary Louise Gollus v. Merck & Co., Inc.
IDAHO	
ID 1 06-230	June Joos, et al. v. Merck & Co., Inc.
ID 2 06-225	Mary Ann Pierce v. Merck & Co., Inc.
ILLINOIS SOUTHERN	
ILS 3 06-430	Coy Nunn, et al. v. Merck & Co., Inc., et al. Opposed 7/20/06
ILS 3 06-462	Ruthie Young, et al. v. Merck & Co., Inc., et al. Opposed 7/20/06
ILS 3 06-463	Jeanne Haefner v. Merck & Co., Inc.
ILS 3 06-465	Demetrius Hardaway, et al. v. Merck & Co., Inc., et al. Opposed 7/20/06

SCHEDULE CTO-56 TAG-ALONG ACTIONS (MDL-1657)

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<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>
INDIANA SOUTHERN	
INS 1 06-842	Virginia Rexroat, et al. v. Merck & Co., Inc.
KANSAS	
KS 2 06-2233	David Christie v. Merck & Co., Inc.
KENTUCKY EASTERN	
KYE 0 06-96	Anna Louise Curls v. Merck & Co., Inc.
LOUISIANA WESTERN	
LAW 5 06-1003	Randy Brazzel v. Merck & Co., Inc.
MARYLAND	
MD 1 06-1575	Guy E. Gaston v. Merck & Co., Inc.
MD 1 06-1578	Charles N. Burgess, et al. v. Merck & Co., Inc.
MINNESOTA	
MN 0 06-2378	James R. Topp, Jr., et al. v. Merck & Co., Inc.
MN 0 06-2449	John V. Crimmins v. Merck & Co., Inc.
MN 0 06-2450	Ronald E. Hill v. Merck & Co., Inc.
MN 0 06-2451	Donald E. Tremblay v. Merck & Co., Inc.
MN 0 06-2452	Peter F. Bruers v. Merck & Co., Inc.
MN 0 06-2453	Marc A. Patnode v. Merck & Co., Inc.
MN 0 06-2454	Hugh W. Bernhardt v. Merck & Co., Inc.
MN 0 06-2455	Ronald Skube v. Merck & Co., Inc.
MN 0 06-2457	Peter Vondrak v. Merck & Co., Inc.
MN 0 06-2499	Judith Kinney, et al. v. Merck & Co., Inc.
MISSISSIPPI SOUTHERN	
MSS 1 06-593	Annie W. McDonald, etc. v. Merck & Co., Inc.
NEBRASKA	
NE 4 06-3140	Margie H. Gibbs, et al. v. Merck & Co., Inc.
NEW YORK EASTERN	
NYE 1 06-2919	Harvey Kleinstein, et al. v. Merck & Co., Inc.
NEW YORK NORTHERN	
NYN 5 06-668	Yolanda C. Fero, etc. v. Merck & Co., Inc., et al.
NYN 6 06-666	Paula Werner-Vecellio, et al. v. Merck & Co., Inc., et al.
NEW YORK SOUTHERN	
NYS 1 06-4430	Margarita Segui v. Merck & Co., Inc.
NEW YORK WESTERN	
NYW 6 06-6289	William L. Matthews, etc. v. Merck & Co., Inc., et al.
OHIO NORTHERN	
OHN 1 06-1466	Sandra Burnett, et al. v. Merck & Co., Inc., et al.
OKLAHOMA WESTERN	
OKW 5 06-623	Marjorie Murphy, et al. v. Merck & Co., Inc.

SCHEDULE CTO-56 TAG-ALONG ACTIONS (MDL-1657)

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DIST. DIV. C.A. #CASE CAPTION

PENNSYLVANIA EASTERN

PAE 2 06-2532	J. Mary Basanta v. Merck & Co., Inc.
PAE 2 06-2546	Joan M. Kelly, et al. v. Merck & Co., Inc., et al.
PAE 2 06-2547	George Boyd, et al. v. Merck & Co., Inc., et al.
PAE 2 06-2548	Martha Tanner, et al. v. Merck & Co., Inc., et al.
PAE 2 06-2549	Jeffrey Klimmek, et al. v. Merck & Co., Inc., et al.
PAE 2 06-2550	Jessie Powers v. Merck & Co., Inc., et al.
PAE 2 06-2551	Richard F. McLaughlin, et al. v. Merck & Co., Inc., et al.
PAE 2 06-2552	John Dyminski, et al. v. Merck & Co., Inc., et al.
PAE 2 06-2553	Caridad Castillo, et al. v. Merck & Co., Inc., et al.
PAE 2 06-2606	Donald Scheirer, et al. v. Merck & Co., Inc.
PAE 2 06-2622	Murray Bidner, et al. v. Merck & Co., Inc., et al.

PENNSYLVANIA WESTERN

PAW 2 06-740	Carol Gault, et al. v. Merck & Co., Inc.
PAW 2 06-791	Sherrie A. MacKinney v. Merck & Co., Inc.
PAW 2 06-809	Thomas Conner v. Merck & Co., Inc.

TEXAS EASTERN

TXE 5 06-120	Richard Glen Gunnels v. Merck & Co., Inc.
TXE 9 06-120	Sara Best, et al v. Merck & Co., Inc.

TEXAS WESTERN

TXW 1 06-414	Marie D. Garnett, et al. v. Merck & Co., Inc.
TXW 3 06-196	Stuart Lee Neff v. Merck & Co., Inc.

UTAH

UT 2 06-454	C. Gordon Linnett v. Merck & Co., Inc.
UT 2 06-493	Ellen Burlison, etc. v. Merck & Co., Inc.

WASHINGTON WESTERN

WAW 2 06-841	Jeanette Stroschein, etc. v. Merck & Co., Inc.
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DOCKET NO. 1657
IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION

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PAGE 2 of 3

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5226 United States Courthouse
300 Fannin Street, Suite 5226
Shreveport, LA 71101

Hon. Paul C. Huck
U.S. District Judge
1067 James Lawrence King Federal
Justice Bldg.
99 Northeast Fourth Street
Miami, FL 33132

Hon. David N. Hurd
U.S. District Judge
Alexander Pirnie Federal Building
10 Broad Street
Utica, NY 13501

Hon. Sterling Johnson, Jr.
Senior U.S. District Judge
720 S United States Courthouse
225 Cadman Plaza East
Brooklyn, NY 11201

Hon. Lawrence K. Karlton
Senior U.S. District Judge
15-200 U.S. Courthouse
501 I Street
Sacramento, CA 95814

Hon. Bruce W. Kauffman
U.S. District Judge
5613 James A. Byrne U.S. Courthouse
601 Market Street
Philadelphia, PA 19106-1776

Hon. Robert F. Kelly
Senior U.S. District Judge
11613 James A. Byrne U.S. Courthouse
601 Market Street
Philadelphia, PA 19106-1765

Hon. Richard H. Kyle
Senior U.S. District Judge
760 Warren E. Burger Federal Bldg.
316 N. Robert Street
St. Paul, MN 55101

Hon. David G. Larimer
U.S. District Judge
250 Kenneth B. Keating Federal
Building
100 State Street
Rochester, NY 14614-1324

Hon. Edward J. Lodge
U.S. District Judge
James A. McClure Federal
Building & U.S. Courthouse
550 West Fort Street
Boise, ID 83724-0101

Hon. John W. Lungstrum
Chief Judge, U.S. District Court
517 Robert J. Dole U.S. Courthouse
500 State Avenue
Kansas City, KS 66101-2400

Hon. Paul A. Magnuson
Senior U.S. District Judge
730 Warren E. Burger Federal Building
316 North Robert Street
St. Paul, MN 55101

Hon. Kenneth A. Marra
U.S. District Judge
205E United States Courthouse
299 East Broward Boulevard
Fort Lauderdale, FL 33301

Hon. Terrence F. McVerry
U.S. District Judge
6370 U.S. Post Office & Courthouse
700 Grant Street
Pittsburgh, PA 15219

Hon. Norman A. Mordue
Chief Judge, U.S. District Court
P.O. Box 7336
Syracuse, NY 13261

~~Hon. G. Patrick Murphy~~
~~Chief Judge, U.S. District Court~~
~~255 Melvin Price Federal Building~~
~~& U.S. Courthouse~~
~~750 Missouri Avenue~~
~~E. St. Louis, IL 62201~~

Hon. Marsha J. Pechman
U.S. District Judge
14229 U.S. Courthouse
700 Stewart Street
Seattle, WA 98101-1290

Hon. William D. Quarles, Jr.
United States District Court
Edward A. Garmatz Fed. Bldg.
& U.S. Courthouse
101 West Lombard Street
Baltimore, MD 21201

Hon. Eduardo C. Robreno
U.S. District Judge
11614 James A. Byrne U.S. Courthouse
601 Market Street
Philadelphia, PA 19106-1745

Hon. James M. Rosenbaum
Chief Judge, U.S. District Court
15E U.S. Courthouse
300 South Fourth Street
Minneapolis, MN 55415

Hon. Cynthia M. Rufe
U.S. District Judge
United States District Court
4000 James A. Byrne U.S. Courthouse
601 Market Street
Philadelphia, PA 19106-1796

Hon. Dan M. Russell, Jr.
Senior U.S. District Judge
U.S. District Court
614 Dan M. Russell, Jr. U.S. Courthouse
2012 15th Street
Gulfport, MS 39501

Hon. David Sam
Senior U.S. District Judge
148 Frank E. Moss U.S. Courthouse
350 South Main Street
Salt Lake City, UT 84101

Hon. Timothy J. Savage
U.S. District Judge
7614 James A. Byrne U.S. Courthouse
601 Market Street
Philadelphia, PA 19106

Hon. Berle M. Schiller
U.S. District Judge
5614 U.S. Courthouse
601 Market Street
Philadelphia, PA 19106

INVOLVED JUDGES LIST (CTO-56) MDL-1657

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Hon. Patrick J. Schiltz
U.S. District Judge
U.S. District Court
Warren E. Burger Federal Building
316 North Robert Street
St. Paul, MN 55101

Hon. B. Lynn Winmill
Chief Judge, U.S. District Court
James A. McClure Federal Building &
U.S. Courthouse
550 West Fort Street
Boise, ID 83724

Hon. Arthur J. Schwab
U.S. District Judge
7280 United States Post Office & Courthouse
700 Grant Street
Pittsburgh, PA 15219

Hon. Lee Yeakel
U.S. District Judge
U.S. Courthouse
200 W. 8th Street
Suite 200
Austin, TX 78701

Hon. Norma L. Shapiro
Senior U.S. District Judge
10614 James A. Byrne U.S. Courthouse
601 Market Street
Philadelphia, PA 19106-1774

~~Hon. William J. Zloch
Chief Judge, U.S. District Court
202B United States Courthouse
299 East Broward Boulevard
Fort Lauderdale, FL 33332~~

Hon. R. Barclay Surrick
U.S. District Judge
8614 James A. Byrne U.S. Courthouse
601 Market Street
Philadelphia, PA 19106-1796

~~Hon. Myron H. Thompson
U.S. District Judge
P.O. Box 235
Montgomery, AL 36101-0235~~

Hon. John R. Tunheim
U.S. District Judge
13E U.S. Courthouse
300 South Fourth Street
Minneapolis, MN 55415

Hon. John F. Walter
U.S. District Judge
176 United States Courthouse
312 North Spring Street
Los Angeles, CA 90012-4701

Hon. James D. Whittemore
U.S. District Judge
223 Sam M. Gibbons U.S. Courthouse
801 North Florida Avenue
Tampa, FL 33602

Hon. Henry R. Wilhoit, Jr.
Senior U.S. District Judge
320 Federal Building
1405 Greenup Avenue
Ashland, KY 41101

INVOLVED CLERKS LIST (CTO-56)
DOCKET NO. 1657
IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY
LITIGATION

Bruce Rifkin, Clerk
 U.S. Courthouse
 700 Stewart Street
 Seattle, WA 98101

Cameron S. Burke, Clerk
 Fed. Bldg. & U.S. Courthouse
 MSC 039
 550 West Fort Street,
 Boise, ID 83724

Cameron S. Burke, Clerk
 205 North 4th Street
 Second Floor
 Coeur d'Alene, ID 83814

Clarence Maddox, Clerk
 Federal Courthouse Square
 301 North Miami Avenue
 Miami, FL 33128-7788

David J. Maland, Clerk
 Federal Courthouse
 104 N. 3rd St.
 Lufkin, TX 75901

David J. Maland, Clerk
 U.S. District Court
 301 U.S. Courthouse & P.O. Bldg.
 500 North State Line Avenue
 Texarkana, TX 75501

~~Debra P. Hackett, Clerk~~
~~U.S. District Court~~
~~P.O. Box 711~~
~~Montgomery, AL 36101-0711~~

Denise Lucks, Clerk
 U.S. District Court
 P.O. Box 83468
 Lincoln, NE 68508-3468

Felicia C. Cannon, Clerk
 Edward A. Garmatz Federal Building & U.S. Courthouse
 101 W. Lombard Street
 Baltimore, MD 21201-2690

Geri M. Smith, Clerk
 United States District Court
 2-161 Carl B. Stokes U.S. Courthouse
 801 West Superior Avenue
 Cleveland, OH 44113

J. Michael McMahon, Clerk
 Daniel Patrick Moynihan U.S. Courthouse
 500 Pearl Street
 New York, NY 10007-1312

J.T. Noblin, Clerk
 U.S. District Court
 672 Judge Dan M. Russell, Jr. U.S. Courthouse
 2010 15th Street, Suite 403
 Gulfport, MS 39501

Jack L. Wagner, Clerk
 4-200 U.S. Courthouse
 501 I Street
 Sacramento, CA 95814-2322

Laura A. Briggs, Clerk
 105 Birch Bayh Federal Building & U.S. Courthouse
 46 East Ohio Street
 Indianapolis, IN 46204

Lawrence K. Baerman, Clerk
 P.O. Box 7367
 Syracuse, NY 13261-7367

Lawrence K. Baerman, Clerk
 Alexander Pirnie Federal Bldg.
 10 Broad Street
 Utica, NY 13501

Leslie G. Whitmer, Clerk
 Federal Bldg., 3rd Floor
 1405 Greenup Avenue
 Ashland, KY 41101

Luther D. Thomas, Clerk
 2211 Richard B. Russell Fed. Bldg. & U.S. Courthouse
 75 Spring Street, S.W.
 Atlanta, GA 30303-3361

Markus B. Zimmer, Clerk
 150 Frank E. Moss U.S. Courthouse
 350 South Main Street
 Salt Lake City, UT 84101-2180

Michael E. Kunz, Clerk
 2609 James A. Byrne U.S. Courthouse
 601 Market Street
 Philadelphia, PA 19106-1797

INVOLVED CLERKS LIST (CTO-546 MDL-1657)

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Norbert G. Jaworski, Clerk
U.S. District Court
P.O. Box 249
E. St. Louis, IL 62202-0249

Sherri R. Carter, Clerk
G-8 U.S. Courthouse
312 North Spring Street
Los Angeles, CA 90012

Perry D. Mathis, Clerk
140 Hugo L. Black U.S. Courthouse
1729 5th Avenue North
Birmingham, AL 35203

Sheryl L. Loesch, Clerk
U.S. District Court
311 West Monroe Street
Jacksonville, FL 32201

Ralph L. DeLoach, Clerk
259 Robert J. Dole U.S. Courthouse
500 State Avenue
Kansas City, KS 66101-2430

Sheryl L. Loesch, Clerk
218 Sam M. Gibbons U.S. Courthouse
801 North Florida Avenue
Tampa, FL 33602-3800

~~Richard H. Weare, Clerk
130 Sandra Day O'Connor U.S. Courthouse, SPC-1
401 West Washington Street
Phoenix, AZ 85003-2118~~

William G. Putnicki, Clerk
U.S. Courthouse
200 West 8th Street
Austin, TX 78701

Richard Sletten, Clerk
202 U.S. Courthouse
300 South Fourth Street
Minneapolis, MN 55415

William G. Putnicki, Clerk
350 U.S. Courthouse
511 East San Antonio Street
El Paso, TX 79901-2401

Robert C. Heinemann, Clerk
130 United States Courthouse
225 Cadman Plaza East
Brooklyn, NY 11201-1818

Robert D. Dennis, Clerk
1210 U.S. Courthouse
200 N.W. 4th Street
Oklahoma City, OK 73102-3092

Robert H. Shemwell, Clerk
1167 U.S. Courthouse
300 Fannin Street
Shreveport, LA 71101-3083

Robert V. Barth, Jr., Clerk
U.S. District Court
P.O. Box 1805
Pittsburgh, PA 15230-1805

Rodney C. Early, Clerk
2120 Kenneth B. Keating Federal Building
100 State Street
Rochester, NY 14614-1368